

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS
OF SAN BERNARDINO COUNTY, CALIFORNIA
AND RECORD OF ACTION**

Revised
Attachment

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March 23, 2004

FROM: MARK UFFER
Interim County Administrative Officer

SUBJECT: PROPOSITION 172 POLICY FOR DISTRIBUTION OF REVENUE TO THE SHERIFF,
DISTRICT ATTORNEY, AND PROBATION DEPARTMENT

RECOMMENDATION: Approve proposed County Policy #02-14 regarding the distribution of Prop 172 sales tax revenue to finance public safety services.

BACKGROUND INFORMATION: Proposition 172, the Local Public Safety Protection and Improvement Act of 1993, created a permanent one-half percent sales tax for qualified public safety services to offset the impact of shifting local property tax revenue away from counties.

The objective of the policy is to work collaboratively with the Sheriff, District Attorney, and Probation Department regarding the estimation, distribution, use, and reserve of Prop 172 revenue used to finance public safety services.

Eligible cities within San Bernardino County receive 5% of annual Prop 172 revenue. On August 22, 1995, the Board of Supervisors approved the allocation of the remaining 95% as follows: Sheriff 70%, District Attorney 17.5% and Probation 12.5%.

The proposed policy establishes guidelines and procedures for the allocation of Prop 172 revenue based on approved distribution percentages. In addition, the policy acknowledges that a Maintenance of Effort (MOE) threshold be met in order to utilize Prop 172 funds, and agrees that the MOE funding level will be maintained.

An important feature of the policy is the establishment of reserve funds to mitigate effects related to decreases in Prop 172 revenue, as requested by the Board. To ensure adequate reserves and planning, the County Administrative Office will work with affected departments to perform an annual mid-year review on status of budget to actual Prop 172 revenue, and make recommendations as needed to deal with increases or decreases in budgeted revenue. In addition, these departments may use carryover revenue to fund high priority needs or to offset mid-year deficits, with Board approval.

REVIEW AND APPROVAL BY OTHERS: The proposed action has been reviewed as to legal form and content by County Counsel (Ruth Stringer, Assistant County Counsel, 387-5451) on March 16, 2004, and reviewed by the County Administrative Office (Valerie Clay, Deputy Administrative Officer, 387-5410) on March 11, 2004. In addition, this item has been coordinated with the Sheriff's Department (Richard Beemer, Captain, 387-0640) on March 12, 2004; the District Attorney (James Hackelman, Assistant District Attorney, 387-6610) on March 12, 2004; and the Probation Department (Mel Rinewalt, Deputy Chief, 387-5853) on March 12, 2004.

FINANCIAL IMPACT: There is no local cost impact.

SUPERVISORIAL DISTRICT(S): All

PRESENTER: Timothy Huntley, Assistant County Administrator, 387-5427

Record of Action of the Board of Supervisors

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